

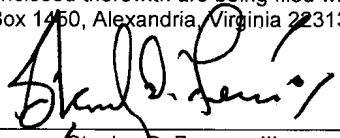
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Mary Darlene Temple
Serial No. : 10/725,806 Examiner : Ackun, Jacob
Filed : December 2, 2003 Art Unit : 3728
For : APPARATUS AND METHOD FOR DELIVERY OF
MEDICATION

March 3, 2009

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

I hereby certify that this correspondence and any documents referred to as enclosed therewith are being filed with the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, by EFS Web on March 3, 2009.



Stanley D. Ference III
Reg. No. 33,879

March 3, 2009
Date of Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Responsive to the Notice of Non-Compliant Amendment dated February 3, 2009,
Applicant respectfully submits the following.

Applicant submits a substitute listing of claims, including the language of the withdrawn claims. The listing of claims is attached hereto.

The Office has indicated that additional fees are due for claims, directing Applicant to an attached fee sheet. First, there is no attached fee sheet, so Applicant is

not clear as to why the Office believes there are additional claim fees due. Second, Applicant notes that the claim set contains twenty claims and three independent claims (see Table 1 for assistance in counting), which have been paid for previously (i.e. in the initial fee payments submitted with filing the application). Thus, Applicants respectfully submit that there are no additional fees due. Third, Applicant reminds the Office that the Office has been authorized to charge any additional fees that may be required as per the RCE Transmittal (item 4, Fees) submitted with the previous Amendment.

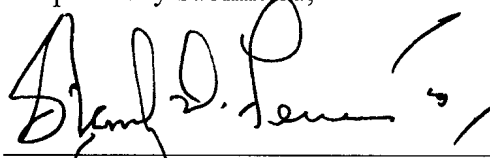
Table 1

Count	Pending claim #
1	1*
2	2
3	3
4	4
5	5
6	6*
7	7
8	8
9	10
10	21*
11	22
12	23
13	24
14	25
15	26
16	27
17	28
18	29
19	30
20	31

* Independent Claim. Claims 11-20 previously withdrawn.

Accordingly, Applicant respectfully submits that the Amendment is now fully compliant and requests consideration and entry of the Amendment.

Respectfully submitted,



Stanley D. Ference III
Registration No. 33,879

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Attachments: Listing of Claims